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Comments: Please see attached.

Docket No.: 10265.96.1

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FILED VIA FACSIMILE

PATENT APPLICATION

Docket No. 10265.96.1

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Andy Swenson et al.

Serial No.:

09/849,611

) Art Unit
) 1615

Filed:

May 4, 2001

Conf. No.:

9485

For:

SUSTAINED RELEASE COMPOSITIONS FOR
ORALLY ADMINISTERED SUBSTANCES
AND METHODS

Examiner:

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Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith are Amendment "E" and Response and an RCE for entry in the above-identified application.

No additional fee is required for Amendment "E" and Response.

			SMALL ENTITY		LARGE ENTITY	
CLAIMS REMAINING AFTER	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDT'L. FEE	RATE	ADDT'L. FEE
Total = 39	43	= 0	x		X	0
Independent = 3	5	= 0	x		X	0
1 st PRESENTATION OF MULTIPLE DEPENDENT CLAIM			+=		1.2	0
			TOTAL		TOTAL	0

X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3178.

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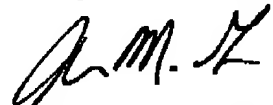
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Page 2 of 2

- ☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
- ☒ Any patent application processing fees under 37 CFR 1.17.
- ☒ Form PTO-2038 in the amount of \$1,020.00 for payment of the Petition For 3-Month Extension of Time is enclosed.

Dated this 18th day of October 2005.

Respectfully submitted,



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JMG:sp
S/P0000000414V001